

Priority

A certified copy of the German Priority Application is submitted herewith.

Oath/Declaration

A new Declaration in compliance with 37 CFR 1.67(a) identifying this application by application number and filing date is submitted herewith. The date of the German priority document has been corrected. Applicant wishes to thank the Examiner for pointing out the defects.

Drawings

A proposed drawing correction is submitted herewith. A letter to the Draftsperson of the United States Patent and Trademark Office is included, requesting the Examiner's approval of the proposed changes in the drawings. The proposed changes provide English translations for the features.

Specification

The Substitute Specification filed June 20, 2001 is amended and resubmitted herewith. In conformance with 37 CFR 1.125 (b) and (c), Applicant respectfully requests that the substitute specification submitted on June 20, 2001 as now amended be entered. Applicant hereby states that the substitute specification does not include new matter. The Office Action (see page 2, paragraph 4) maintains that the amended substitute specification does include new matter, and further states that the subject matter of paragraph [0012] is not described in the original disclosure. The subject matter of paragraph [0012] describes, in narrative form (and practical terms), what was described in the features of the original International Application (reference to which was deleted in the substitute specification), namely a booster heater and a stand-still heater. A "booster"

heater boosts or provides additional heating when the engine doesn't warm up enough and an "auxiliary" heater is used when the car is stationary to warm it up.

Nevertheless, paragraph [0012] is deleted from the amended substitute specification and the remaining paragraphs are renumbered.

Page 2, paragraph 5 of the Office Action states that the disclosure does not include a brief description of the drawings and goes on to state that the heading "Brief Description of the Drawings" appears above what appears to be the detailed description of the drawings. Applicant respectfully points the Examiner to the content of paragraph [0027] that clearly describes the drawing. The Specification is amended to move the subtitle "Brief Description of the Drawings" from above paragraph [0026] to above paragraph [0027]. And paragraph [0027] is amended to include the term "The figure shows that", in place of the previous statement of "According to the drawing".

The following statements in the Office Action refer to the literal translation of the International Application.

Page 3, paragraph 2 states that the reference to the claims on page 3 of the specification should be deleted, and notes that the claims referenced have been canceled. Reference to the claims were deleted in the substitute specification submitted on June 21, 2001.

Page 3, paragraph 3 states that the text on page 16 should be deleted, because it might be mistaken for part of the claims. This statement refers to the literal translation of the International Application. Page 16 was the translation of the description of the references numbers in the figure into English. It would be inappropriate to cancel a portion of the literal translation. The subject matter of Page 16 of the literal translation is

included in the proposed drawing corrections, which translate the German words in the figure, and has not been included in the substitute specification.

Claim Objections

In claims 13 and 16 the term “laid down” has been corrected to “set forth”.

Claim 15 has been amended to depend on claim 13.

Claim Rejections under 35 USC 112

Claim 8, lines 2 and 3 have been amended to recite “...a control equipment for a ~~drive of~~ the fuel metering pump and if necessary ~~of~~ for the heating equipment.”

Claim 16 is amended to delete both a broad recitation and a narrower statement of the range/limitation in the same claim.

Claim 16 is amended to be a separately standing head claim and no longer depends from claim 8.

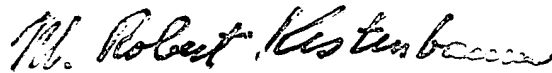
Allowable Subject Matter

Claims 8-17 should be allowable because they are amended to overcome the rejections under 35 USC 112 (2) set forth in the Office Action.

Wherefore further consideration and allowance of the claims as currently amended is respectfully requested.

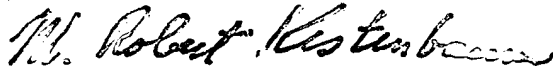
A three-month extension of time in which to respond to the outstanding Office Action is hereby requested. PTO-2038 authorizing credit card payment for the amount of \$950 is enclosed for the prescribed Large Entity three-month extension fee.

Respectfully submitted,



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I hereby certify this correspondence is being deposited with the US Postal Service First Class Mail in an envelope with sufficient postage to PO Box 1450, Commissioner for Patents, Alexandria, VA 22313-1450 on August 24, 2004.



M. Robert Kestenbaum